## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

GARDNER

Title:

HAND-HELD CUTTING DEVICE

Appl. No.:

Filing Date: Herewith

Examiner:

Art Unit:

CERTIFICATE OF EXPRESS MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450. EV291999077US September 12, 2003 (Express Mail Label Number) (Date of Deposit)

## INFORMATION DISCLOSURE STATEMENT **UNDER 37 CFR §1.56**

Mail Stop PATENT APPLICATION Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.

Applicants submit herewith on Form PTO-1449 a listing of the documents cited by or submitted to the U.S. PTO in parent applications, Serial No. 10/262,155, filed October 1, 2002; Serial No. 09/536,920, filed March 28, 200; and Serial No. 09/140,264, filed August 26, 1998. As provided in 37 CFR §1.98(d), copies of the documents are not being provided since they were

Atty. Dkt. No. 031890-1705

previously submitted to the United States Patent & Trademark Office in the above-identified parent applications.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie art reference against the claims of the present application.

## TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the filing date of the application.

## RELEVANCE OF EACH DOCUMENT

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

Respectfully submitted,

Aentan 11,2003

**FOLEY & LARDNER** Customer Number: 27433

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Marshall J. Brown

Attorney for Applicant

Registration No. 44,566

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	A1	386,619	07/1888	Wils	son et al.	33	31		
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	A3	494,864	04/04/1893	Hus	ton			01/09	/1893
<del></del>	A4	973,047	10/1910	Jete	er	33	31		
	A5	1,326,260	12/30/1919	Har	debeck			04/22	/1919
	A6	1,010,292	11/1911	Mck	Kinstry	33	31		
<del> </del>	A7	1,614,772	01/18/1927	Ban	nbini, et al.			11/25	/1925
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	A8	2066599	1		(Abstract)	B23	C-003	Х	
	A9	200012275	<del> </del>		(Abstract)	B26	B-029	X	
	A10	2075405	ļ		(Abstract)	B26	B5	X	
	A11	2621687		DE	(Abstract)	B26	D-001	X	
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	A14	The Fletcher-Terry	Company, Produc		ook, 26 Pages.				
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Sheet 2 of 18 SERIAL NO. Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY, DOCKET NO. (MODIFIED) PATENT AND TRADEMARK OFFICE 031890-1705 APPLICANT Gardner INFORMATION DISCLOSURE CITATION FILING DATE **GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE **DOCUMENT** SUB-**EXAMINER CLASS** DATE NAME REF INITIAL CLASS NUMBER **APPROPRIATE** 05/02/1930 1,806,484 05/19/1931 Michaud A17 2,215,216 09/17/1940 Gits, et al. 30 162 12/14/1936 A18 33 31 12/02/1944 2,458,208 01/04/1949 Ruger A19 10/04/1957 02/10/1959 30 314 2,872,732 Arrowood A20 2,908,972 10/20/1959 Nitenson 30 293 07/31/1956 A21 De Beek A22 2,925,655 02/23/1960 33 31 11/18/1958 3,032,893 05/08/1962 Debeh 35 13 02/07/1961 A23 FOREIGN PATENT DOCUMENTS TRANSLATION DOCUMENT SUB-COUNTRY **CLASS** DATE **REF** NUMBER **CLASS** YES NO D1 Х 979278 GB (Abstract) **B26** A24 DE (Abstract) Х 1265398 A25 DD (Abstract) 81840 D06 H-007 Х A26 **B27** F-005 Х DE (Abstract) A27 2511081 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) Delphion Intellectual Property Network, 7/6/00, 3 pages, A28 JP4369600.http://www.patents.ibm.com/details?pn=JP04369600A2 Delphion Intellectual Property Network, 7/6/00, 3 pages, A29 http://www.patents.ibm.com/details?pn=JP08257802A2 "What Can You Do With A Doodle Cutter?", Creating Keepsakes, July-August 1999 A30 Instructions for Doodle Cutter, Minx, Inc., July 21, 2000 A31 Coluzzle Collage Template System, California East, Ltd., February 1999 A32 **DATE CONSIDERED EXAMINER** EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

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	A33	1,837,912	12/1931	Man	in	33	31		
	A34	2,494,557	01/1950	Irick	·	33	31		
	A35	2,512,786	06/27/1950	Borg	3	33	27		
	A36	3,165,130	01/12/1965	San	ders	144	33	02/21	/1961
	A37	3,562,915	02/16/1971	Brov	wn	33	31	05/06	/1969
	A38	3,820,245	06/28/1974	Yoz	zo	33	27	06/26	/1973
	A39	3,845,676	11/05/1974	Pier	ce (Abstract)				
	A40	3,867,636	02/18/1975	Miya	ahara	250	445	03/15	/1974
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	A41	2522188		DE	(Abstract)	B23	P-001	Х	
	A42,	547362		su	(Abstract)	B29	C-017	X	
	A43	864171		BE	(Abstract)	B26	D-003	Х	
	A44	640788		SU	(Abstract)	B21	D-026	Х	
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	A49	4,048,724	09/20/1977	Abs	tract				
	A50	4,176,452	12/04/1979	Dug	gins, et al. (Abstract)				
	A51	4,148,144	04/1979	Stile	es	33	33		
	A52	4,222,169	09/16/1980	Loc	kwood	30	286	1	· <u>····</u>
	A53	4,233,736	11/18/1980	Dug	gins, et al.	30	293	11/19	/1979
	A54	4,306,598	12/22/1981	Peo	t	144	136	06/26	/1980
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	A57	2441468		FR	(Abstract)	B26	F-001	Х	
	A58	946815		SU	(Abstract)	B23 .	C-005	Х	
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	A64	4,407,074	10/04/1983	Led	better	33	27		
	A65	4,445,275	05/01/1984	Dub	row	33	30	06/07	/1982
	A66	4,624,057	11/25/1986	Hur	sey	33	570	08/06	/1985
	A67	4,649,647	03/17/1987	Kau	lfuss	30	293	10/21	/1985
	A68	4,691,604	09/08/1987	Abs	tract				
	A69	4,790,222	12/13/1988	Mor	gan	82	1.3	10/29	/1987
	A70	4,934,054	06/19/1990	Mor	ozumi	30	293	12/06	/1988
	A71								
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	A74	3235823		DE	(Abstract)	B26	D-001	Х	
	A75	58172240		JP (	Abstract)	B26	D-005	Х	
	A76	3343370		DE	(Abstract)	B26	B-013	Х	
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	A81	4,773,798	09/27/1988	Gas	ster, et al.	408	102		
	A82	4,782,730	11/08/1988	Pico	one, et al.	83	745		
	A83	4,858,322	08/22/1987	Klug	 ga	30	310		
	A84	5,014,584	05/14/1991	Koz	yrski, et al.	83	464	07/14	/1989
	A85	5,123,170	06/23/1992	Abs	tract		<del> </del>		
	A86	5,430,946	07/11/1995	Pete	ers, et al.	33	31	11/28	3/1994
	A87	5,555,631	09/17/1996	Hou		33	31	01/17	7/1995
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	A89	1282987		SU	(Abstract)	B23	C-005	X	
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	A91	3837449		DE	(Abstract)	B26	D-003	X	
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	A99	658,711	09/25/1900	Forl	ker					
	A100	660,211	10/23/1900	Dur	kel					
	A101	701,828	06/10/1902	Arno	old					
	A102	705,576	07/29/1902	Fori	ker					
	A103	742,047	10/20/1903	Моє	ehle					
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	A105	2242147		GB	(Abstract)	B23	B-051	X		
	A106	2038926		RU	(Abstract)	B23	C-003	X		
	A107	2297526		GB	(Abstract)	B25	H7	X		
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	A114	1,391,530	09/20/1921	Bus	tillo y Diego				<del></del>
	A115	1,470,168	10/19/1923	Jeps	- <del></del>	33	31		
	A116	6,158,133	12/12/1900		son, et al.	32	2701	ļ	
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	A121	080309220		JP (	Abstract)	B02	C-018	X	
	A122	29707792	<u> </u>	DE	(Abstract)	B26	D-007	X	
	A123	09300274		JP (	Abstract)	B26	D-001	X	
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Sheet 9 of 18 Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. SERIAL NO. 031890-1705 (MODIFIED) PATENT AND TRADEMARK OFFICE **APPLICANT** Gardner INFORMATION DISCLOSURE CITATION **FILING DATE GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE DOCUMENT SUB-**EXAMINER CLASS** REF DATE NAME INITIAL **CLASS** NUMBER **APPROPRIATE** A129 1,007,910 11/1911 Dakel 11/1971 Yanke et al. 3,621,574 A130 4,112,793 9/1978 Pierce A131 1/1981 Pierce 4,244,106 A132 Plamann 4,567,927 2/1986 A133 5,058,282 10/1991 Coll A134 3/1992 Kozyrski et al. 5,099,727 A135 **FOREIGN PATENT DOCUMENTS** TRANSLATION SUB-DOCUMENT REF DATE COUNTRY **CLASS CLASS** NUMBER YES NO 2112630 RU (Abstract) B-23 B-001 Χ A136 NO (Abstract) B-23 K-007 Х 9604901 A137 Х 1209394 CN (Abstract) B-43 L-011 A138 X EP (Abstract) B-26 B-003 955133 A139 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) A140 A141 A142 A143 A144 **EXAMINER DATE CONSIDERED** 

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Sheet 10 of 18 Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. SERIAL NO. 031890-1705 (MODIFIED) PATENT AND TRADEMARK OFFICE **APPLICANT** Gardner INFORMATION DISCLOSURE CITATION FILING DATE **GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE DOCUMENT **EXAMINER** SUB-REF DATE NAME **CLASS** INITIAL NUMBER **CLASS** APPROPRIATE 3/1993 A145 5,189,800 Morita et al. 8/1993 5,233,748 Logan et al. A146 Peters et al. 5.526.573 6/1996 A147 11/2002 Gardner 6,484,406 A148 179,039 6/1876 McAdams A149 Cornell et al. 5,802,942 9/1998 A150 5,671,647 9/1997 Mori A151 **FOREIGN PATENT DOCUMENTS** TRANSLATION SUB-DOCUMENT **CLASS** REF DATE COUNTRY **CLASS** NUMBER YES NO 979700 EP (Abstract) B23 B-001 Х A152 2250561 CA (Abstract) **B25** H-007 Х A153 EP (Abstract) **B23** Х 0410058 Q27 A154 D1 05/15/1976 DE **B26** Х 2621687 A155 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) A156 A157 A158 A159 A160 **DATE CONSIDERED EXAMINER** EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw

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	A161	5,322,001	6/1994	Boo	la						
	A162	4,426,781	1/1984	Kuf	rin						
	A163	4,057,898	11/1977	Pio	sky						
	A164	3,787,968	1/1974	Littr	mann						
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	A168	54-38466	03/23/1979	JP		F16	H35		Х		
	A169	53-124391	10/30/1978	JP		B26	D3		Х		
	A170	51-8152	01/22/1976	JP		B23	K7		X		
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Sheet 12 of 18 Form PTO-1449 U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. SERIAL NO. (MODIFIED) PATENT AND TRADEMARK OFFICE 031890-1705 APPLICANT Gardner INFORMATION DISCLOSURE CITATION FILING DATE **GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE **EXAMINER DOCUMENT** SUB-REF DATE NAME CLASS IF INITIAL NUMBER **CLASS APPROPRIATE** A177 A178 A179 A180 A181 A182 A183 **FOREIGN PATENT DOCUMENTS DOCUMENT** TRANSLATION SUB-DATE **CLASS** REF COUNTRY NUMBER **CLASS** YES NO A184 61-226297 10/08/1986 JΡ **B26** D3 Х 4921232 118 A185 02/25/1974 D32 Х 54-60028 05/15/1979 JΡ B43 L11 A186 Х 1-106296 07/18/1989 JΡ **B43** L11 Х A187 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) A188 A189 A190 A191 A192

\* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next

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Sheet 14 of 18 U.S. DEPARTMENT OF COMMERCE SERIAL NO. Form PTO-1449 ATTY, DOCKET NO. 031890-1705 (MODIFIED) PATENT AND TRADEMARK OFFICE **APPLICANT** Gardner INFORMATION DISCLOSURE CITATION **FILING DATE GROUP ART UNIT** (Use several sheets if necessary) Herewith **U.S. PATENT DOCUMENTS** FILING DATE **DOCUMENT** SUB-**EXAMINER CLASS** DATE NAME REF 1F **CLASS** INITIAL NUMBER **APPROPRIATE** A209 A210 A211 A212 A213 A214 A215 FOREIGN PATENT DOCUMENTS TRANSLATION SUB-DOCUMENT **CLASS** DATE COUNTRY REF NUMBER **CLASS** YES NO 55-20094 05/30/1980 JP F16 H21 Х A216 JΡ **B43** L11 Х 11/15/1980 55-146800 A217 JΡ B43 L11 Χ 61-32800 02/15/1986 A218 03/17/1987 JΡ B43 L11 Х 62-60699 A219 OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) A220 A221 A222 A223

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<sup>\*</sup> EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

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	A232	02293200	12/04/1990	JP	(Abstract)	B43	L11	Х	
	A233	03101999	04/26/1991	JP	(Abstract)	B43	L11	Х	
	A234	03244600	10/31/1991	JP	(Abstract)	B43	L11	Х	
	A235	04164698	06/10/1992	JP	(Abstract)	B43	L11	Х	
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	A250	08090988	04/09/1996		(Abstract)	B43	L11	X	
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	A265	47-19474	07/03/1972 JF		B43	1		Х
	A266	60-53592	04/15/1985 JF		B43	L11		X
	A267	61-83987	06/03/1986 JF	•	B43	L11		X
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\* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

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	A167									
	A166	2,790,240	4/1957	Silverstein						
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	A164	3,787,968	1/1974 L	Littmann						
	A163	4,057,898	11/1977	Piosky						
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